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Dated: December 12, 2007 Signature: 

(Roger A. Heppermann)

Docket No.: 30203/37573
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Steven B. Rogers et al.

Application No.: 10/024,891

Confirmation No.: 5169

Filed: December 18, 2001

Art Unit: 3627

For: Method for Comparing and Selecting Process
Control Apparatus

Examiner: G. J. O'Connor

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Applicants file this information after a notice of allowance but before payment of the issue fee. Pursuant to 37 CFR 1.97(d), this submission is accompanied by a statement under 37 CFR 1.97(e) and the fee set forth in 37 CFR 1.17(p).

Statement Under 37 CFR 1.97(e)

Pursuant to 37 CFR 1.97(d), each item of information contained in this Information Disclosure Statement (IDS) was first cited in a communication from a foreign patent office in a counterpart foreign application, which communication was first received by the undersigned attorney not more than three months prior to the filing of this IDS. The references cited in the accompanying form PTO/SB/08 were first cited in a communication from the Patent Office of the Russian Federation. The communication, indicating the

issuance of an Official Decision of Grant in the Russian application corresponding to the instant United States application, is attached hereto with copies of the cited references. As these references were cited in connection with a decision to grant a patent in the corresponding Russian application, Applicants submit that the instant application remains patentable over these references. It is unclear to the undersigned attorney the date on which the enclosed Decision to Grant was issued by the Russian Patent Office. However, it appears that this paper was first received by the Russian agent handling the corresponding Russian case on October 18, 2007, and this paper was first received by the undersigned attorney on December 7, 2007, and is therefore believed to be timely submitted under 37 C.F.R. 1.97(e).

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Please charge our Deposit Account No. 13-2855 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 13-2855, under Order No. 30203/37573.

Dated: December 12, 2007

Respectfully submitted,

By 

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